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DOCKET NO. 211226US0X

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
ACHIM MARX, ET AL. : EXAMINER: K. KERR
SERIAL NO: 09/938,641 :
FILED: AUGUST 27, 2001 : GROUP ART UNIT: 1652
FOR: NUCLEOTIDE SEQUENCES :
WHICH CODE FOR THE OXYR GENE :

AMENDMENT AND REQUEST FOR RECONSIDERATION

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Office Action dated September 16, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.